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## AMENDMENTS TO THE CLAIMS

1. (Original) A method comprising:

reviewing a first branching behavior of a first previous set of branching instructions executed by a processor;

reviewing multiple traces that have a same beginning instruction; and selecting a trace from among the multiple traces based on the branching behavior of the first previous set of branching instructions.

2. (Original) The method of claim 1, further comprising:

selecting the trace from among the multiple traces that has a second branching behavior of a second previous set of branching instructions that matches the first branching behavior of the first previous set of branching instructions.

- 3. (Original) The method of claim 1, further comprising generating a new trace if a divergence occurs in a pre-determined location in the trace.
- (Currently Amended) The method of claim 3, further comprising determining determining, based on which instruction within a block of instructions creates the branch, whether the new trace is generated.
- 5. (Previously Presented) The method of claim 3, further comprising determining, based on which block of instructions the branch occurs in, whether an alternate trace is generated.

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6. (Original) A set of instructions residing in a storage medium, said set of instructions capable of being executed by a processor to implement a method for processing data, the method comprising:

reviewing a first branching behavior of a first previous set of branching instructions executed by a processor;

reviewing multiple traces that have a same beginning instruction; and selecting a trace from among the multiple traces based on the branching behavior of the first previous set of branching instructions.

- 7. (Original) The set of instructions of claim 6, further comprising: selecting the trace from among the multiple traces that has a second branching behavior of a second previous set of branching instructions that matches the first branching behavior of the first previous set of branching instructions.
- 8. (Original) The set of instructions of claim 6, further comprising generating a new trace if a divergence occurs in a pre-determined location in the trace.
- 9. (Currently Amended) The set of instructions of claim 8, further comprising determining determining based on which instruction within a block of instructions creates the branch, whether the new trace is generated.
- 10. (Currently Amended) The set of instructions of claim 8, further comprising determining

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<u>determining</u>, based on which block of instructions the branch occurs in, whether an alternate trace is generated.

11. (Original) A processor comprising:

a branch predictor to review a first branching behavior of a first previous set of branching instructions executed by a processor;

a trace cache to store multiple traces that have a same beginning instruction; and

a fetching mechanism to retrieve a trace from among the multiple traces based on the first branching behavior of the previous set of branching instructions.

- 12. (Original) The processor of claim 11, wherein the fetching mechanism is to select the trace from among the multiple traces that has a second branching behavior of a second previous set of branching instructions that matches the first branching behavior of the first previous set of branching instructions.
- 13. (Previously Presented) The processor of claim 11, further comprising a processing core to execute the trace and to generate a new trace if a divergence occurs in a pre-determined location in the trace.
- 14. (Original) The processor of claim 13, wherein whether the new trace is generated is based on which instruction within a block of instructions creates the branch.

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- 15. (Previously Presented) The processor of claim 13, wherein whether an alternate trace is generated is based on which block of instructions the branch occurs in.
- 16. (Original) A system comprising:
  - a memory to store a set of instructions;
- a processor coupled to the memory to execute the set of instructions, the processor with a branch predictor to review a first branching behavior of a first previous set of branching instructions executed by a processor, a trace cache to store multiple traces that have a same beginning instruction, and a fetching mechanism to retrieve a trace from among the multiple traces based on the first branching behavior of the previous set of branching instructions.
- 17. (Original) The system of claim 16, wherein the fetching mechanism is to select the trace from among the multiple traces that has a second branching behavior of a second previous set of branching instructions that matches the first branching behavior of the first previous set of branching instructions.
- 18. (Original) The system of claim 16, further comprising a processing core to execute the trace and to generate a new trace if a divergence occurs in a pre-determined location in the trace.
- 19. (Original) The system of claim 18, wherein whether the new trace is generated is based on which instruction within a block of instructions creates the branch.

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20. (Previously Presented) The system of claim 18, wherein whether an alternate trace is generated is based on which block of instructions the branch occurs in.